

* Fill in this information to identify the case:

United States Bankruptcy Court for the:

Eastern District of New York

Case number (*If known*): _____ Chapter 7

Check if this is an amended filing

Official Form 105

Involuntary Petition Against an Individual

12/15

Use this form to begin a bankruptcy case against an individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against a non-individual, use the *Involuntary Petition Against a Non-Individual* (Official Form 205). Be as complete and accurate as possible. If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code *Check one:*

- Chapter 7
 Chapter 11

Part 2: Identify the Debtor

2. Debtor's full name

Santo _____

First name

Middle name

Barretta _____

Last name

Suffix (Sr., Jr., II, III) _____

3. Other names you know the debtor has used in the last 8 years

Sam Barretta, Santo Barretta, Santos

Barretta, Santo P. Barretta

Include any assumed, married, maiden, or trade names, or *doing business as* names.

4. Only the last 4 digits of debtor's Social Security Number or federal Individual Taxpayer Identification Number (ITIN)

Unknown

XXX - XX - _____

OR 9 XX - XX - _____

5. Any Employer Identification Numbers (EINs) used in the last 8 years

Unknown

EIN - - - - -

EIN - - - - -

Debtor	<u>Barretta, Santo</u>			Case number (<i>if known</i>)
6. Debtor's address		Principal residence		Mailing address, if different from residence
		707 John Street Number Street		Number Street
		Baldwin	NY 11510 City State ZIP Code	City State ZIP Code
		County _____		
		Principal place of business		
		Number Street _____		
		City State ZIP Code _____		
		County _____		
7. Type of business		<input checked="" type="checkbox"/> Debtor does not operate a business <i>Check one if the debtor operates a business:</i> <input type="checkbox"/> Health Care Business (as defined in 11 U.S.C. § 101(27A)) <input type="checkbox"/> Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B)) <input type="checkbox"/> Stockbroker (as defined in 11 U.S.C. § 101(53A)) <input type="checkbox"/> Commodity Broker (as defined in 11 U.S.C. § 101(6)) <input type="checkbox"/> None of the above		
8. Type of debt		Each petitioner believes: <input type="checkbox"/> Debts are primarily consumer debts. <i>Consumer debts</i> are defined in 11 U.S.C. § 101(8) as "incurred by an individual primarily for a personal, family, or household purpose." <input checked="" type="checkbox"/> Debts are primarily business debts. <i>Business debts</i> are debts that were incurred to obtain money for a business or investment or through the operation of the business or investment.		
9. Do you know of any bankruptcy cases pending by or against any partner, spouse, or affiliate of this debtor?		<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Debtor _____ Relationship _____ District _____ Date filed _____ Case number, if known _____ MM / DD / YYYY		
		Debtor _____ Relationship _____ District _____ Date filed _____ Case number, if known _____ MM / DD / YYYY		

Debtor _____

Case number (if known) _____

Part 3: Report About the Case**10. Venue**

Check one:

Reason for filing in this court.

- Over the last 180 days before the filing of this bankruptcy, the debtor has resided, had the principal place of business, or had principal assets in this district longer than in any other district.
- A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.
- Other reason. Explain. (See 28 U.S.C. § 1408.) _____

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).

The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- The debtor is generally not paying such debtor's debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.
- Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner? No

- Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

13. Each petitioner's claim

Name of petitioner	Nature of petitioner's claim	Amount of the claim above the value of any lien
APC River Partners LLC 1133 Broadway, Suite 708 New York, NY 10010-8065	Judgment entered 10/7/16 (NY Sup. Ct., Suffolk Cty) (amount as of entry)	\$ 2,504,421.37
APC claims interest from date of entry of judgment at 9% p.a.	\$ _____	\$ _____
		\$ _____
		Total \$ 2,504,421.37

If more than 3 petitioners, attach additional sheets with the statement under penalty of perjury, each petitioner's (or representative's) signature under the statement, along with the signature of the petitioner's attorney, and the information on the petitioning creditor, the petitioner's claim, the petitioner's representative, and the attorney following the format on this form.

Debtor Barretta, Santo

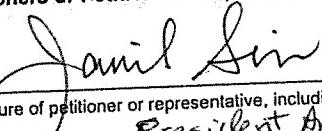
Case number (if known) _____

Part 4: Request for Relief

Petitioners request that an order for relief be entered against the debtor under the chapter specified in Part 1 of this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, a certified copy of the order of the court granting recognition is attached.

Petitioners declare under penalty of perjury that the information provided in this petition is true and correct. Petitioners understand that if they make a false statement, they could be fined up to \$250,000 or imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571. If relief is not ordered, the court may award attorneys' fees, costs, damages, and punitive damages. 11 U.S.C. § 303(i).

Petitioners or Petitioners' Representative



Signature of petitioner or representative, including representative's title
Jamil Simon President American Properties Corporation, Manager of APC River Partners, LLC

Printed name of petitioner

Date signed 11 / 30 / 2016
 MM / DD / YYYY

Mailing address of petitioner

1133 Broadway, Suite 708

Number Street

New York	NY	10010
City	State	ZIP Code

If petitioner is an individual and is not represented by an attorney:

Contact phone _____

Email _____

Name and mailing address of petitioner's representative, if any

Name _____

Number Street _____

City	State	ZIP Code
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Attorneys

Signature of attorney

Paul A. Levine

Printed name

Lemery Greisler LLC

Firm name, if any

50 Beaver Street

Number Street

Albany	NY	12207
City	State	ZIP Code

Date signed 12 / 11 / 16
 MM / DD / YYYY

Contact phone 518 433-8800 Email plevine@lemerygreisler.cc

Debtor Warner, Sara L.Case number (*if known*) _____

<p>X</p> <p>Signature of petitioner or representative, including representative's title</p> <hr/> <p>Printed name of petitioner</p> <hr/> <p>Date signed MM / DD / YYYY</p> <hr/> <p>Mailing address of petitioner</p> <hr/> <p>Number Street</p> <hr/> <p>City State ZIP Code</p> <hr/> <p>Name and mailing address of petitioner's representative, if any</p> <hr/> <p>Name</p> <hr/> <p>Number Street</p> <hr/> <p>City State ZIP Code</p> <hr/>	<p>X</p> <p>Signature of Attorney</p> <hr/> <p>Printed name</p> <hr/> <p>Firm name, if any</p> <hr/> <p>Number Street</p> <hr/> <p>City State ZIP Code</p> <hr/> <p>Date signed MM / DD / YYYY</p> <hr/> <p>Contact phone Email</p> <hr/>
<p>X</p> <p>Signature of petitioner or representative, including representative's title</p> <hr/> <p>Printed name of petitioner</p> <hr/> <p>Date signed MM / DD / YYYY</p> <hr/> <p>Mailing address of petitioner</p> <hr/> <p>Number Street</p> <hr/> <p>City State ZIP Code</p> <hr/> <p>Name and mailing address of petitioner's representative, if any</p> <hr/> <p>Name</p> <hr/> <p>Number Street</p> <hr/> <p>City State ZIP Code</p> <hr/>	